



Indiana Judicial Nominating Commission  
30 South Meridian Street  
Suite 500  
Indianapolis, IN 46204  
(317) 232-4706

**APPLICATION**  
**OF DAVID L. PIPPEN**



**FOR THE**  
**COURT OF APPEALS OF INDIANA**

**PART ONE, Sections 1 – 11**

1. Contact/General Information

- A. Full legal name and any former names.

David Liehr Phippen

- B. State the full name (use initials for minor children), age, and relationship of each person residing in your household. For each adult living in the household (other than yourself), also state the person's occupation and employer.

ISP – 14, daughter

JLP – 11, son

- C. Business address, email, and telephone number.

111 Monument Circle, Suite 2700

Indianapolis, IN 46204

317-684-5274

[dpippen@boselaw.com](mailto:dpippen@boselaw.com)

- D. Attorney number.

18430-49

- E. Month and year you were admitted to the Indiana Bar.

July, 1995 - active

- F. Date and place of birth.

Muncie, Indiana – February 23, 1969

- G. County of current residence and date you first became a resident.

Marion County – 1992

2. Secondary Education/Military Experience

- A. List all undergraduate colleges and universities you attended. Include the school name; dates enrolled; degree or certificate earned; and any academic honors, awards, or scholarships you received and when.

DePauw University – Greencastle, Indiana – 1987-1988

Wabash College – Crawfordsville, Indiana – 1988-1991, A.B.

- B. Include with your original application a certified transcript from each school named in Subsection 2A and attach copies of each transcript to each application copy. (If your social security number is on your transcripts, redact it *before* copying.)

Attached under Tab 1

- C. If applicable, list any military service. Include the name of the military branch; dates of service; last rank achieved; and any honors, awards, or commendations received and when. Attach a copy of your Certificate of Release or Discharge from active duty ("DD 214" paperwork).

Indiana Guard Reserve – Indiana Army National Guard - 2004-2010 – Lt. Colonel (O5)

Indiana Commendation Medal (25MAR08)  
IGR Emergency Response Ribbon (21JAN05)  
IGR Merit Medal (11DEC10)  
IGR Achievement Ribbon (14MAR05, 2OCT08)

3. Post-Secondary Education

- A. List all law schools, graduate schools, and post-J.D. programs attended. Include the school name; dates enrolled; degree or certificate earned; class rank; and any academic honors, awards, or scholarships you received and when.

Ohio Northern – Petit College of Law – 1991-1992 – Class Rank 14/ 162  
American Jurisprudence Award in Contracts, 1991-92,  
Corpus Juris Secundum Award in Contracts, 1991-92  
IU McKinney School of law – 1992-1994 - JD

- B. Include with your original application a certified transcript from each school named in Subsection 3A and attach copies of each transcript to each application copy. (If your social security number is on your transcripts, redact it *before* copying.)

Attached under Tab 2

4. Employment

- A. Provide your employment history since graduation from college. Include name of employer, titles or positions, locations, and dates of employment.
- a. Buschmann Carr & Shanks – Runner, Law Clerk, Associate Attorney, Indianapolis, Indiana - 1994-1996
  - b. Dickinson & Abel – Associate Attorney, Indianapolis, Indiana - 1996-1999

- c. Solo Practice – Indianapolis, Indiana - 1999-2003
- d. Plews Shadley Racher & Braun – Associate Attorney, Indianapolis, Indiana - 2003-2007
- e. State of Indiana – Policy Advisor, Senior Policy Advisor, General Counsel to the Governor, Indianapolis, Indiana - 2007-2011
- f. Bose McKinney & Evans – Partner, Indianapolis, Indiana - 2011-Present

B. If applicable, describe the nature and extent of your practice of law (present and former) and provide the names of your partners, associates, office mates, and employers.

My practice has varied in topics and legal settings. From property tax appeals to complex class action civil litigation and from solo practice to one hundred plus attorney law firms, I have practiced law in many counties of the State, represented plaintiffs and defendants and argued for and against the State. This broad experience has prepared me to handle the variety of cases that come before the court and to do it mindful of the changing business of law.

I began my legal education as a runner for Buschmann Carr & Shanks, eventually finishing law school and becoming an associate working primarily for/with John R. Carr, Jr., John R. Carr III and Gary Dilk. As a new associate, I primarily represented clients in small claims actions and bankruptcy proceedings.

My next seven years of practice were as part of a three person firm and as a solo. The firm, Curtis Dickinson and Dave Abel, represented insurance companies before state regulators around the country. In addition, I represented clients in property tax appeals around the state. It was my property tax work which led me to break out on my own as a solo for about four years. I built a general civil practice with the help of a part-time paralegal. During that time I represented taxpayers in property tax appeals all around the State and argued cases through the local processes to the Indiana Tax Court and eventually to the Indiana Supreme Court and the Seventh Circuit Court of Appeals (challenging the constitutionality of the then-true tax value).

It was exposure to, and experience with, issues of value surrounding contaminated properties that led me to join the twentyish lawyer environmental firm Plews Shadley Racher & Braun. There I practiced civil and administrative law, representing both insureds seeking coverage and business in large class action litigation. I had the privilege of working with George Plews, Sue Shadley, Chris Braun and most other attorneys there, at the time. The firm was (is) also very active in Pro Bono work, so I handled a variety of small matters during that time. From Plews, I was given the opportunity to serve the State and then-Governor Mitch Daniels.

I began in the Office of the Governor as the policy director for the environment and natural resources. I had responsibility for the Indiana Department of Environmental Management which was nearing the end of its national attention for issuing permits for an expansion of the BP Whiting refinery, the Department of Natural Resources which was negotiating a multi-state and two Canadian province agreement to protect the Great Lakes from large-scale sale of raw water, and others. I eventually became a senior policy director, member of the executive staff, and added energy policy and the Indiana Utility Regulatory Commission to my responsibilities. In each of these roles, it was my responsibility to regularly communicate with the agencies to know what they were doing to serve Hoosiers and what problems they faced in doing their jobs. I reviewed proposed legislation, suggested changes and I worked closely with legislators who worked on bills impacting my agencies or issues of responsibility. I, also, had the opportunity to work with the Midwest Governor's Association and the Republican Governors' Association on national policy issues.

Before I left State government, I served as general counsel to the Governor. In addition to retaining all of my policy responsibilities, I became the Governor's attorney. In that role I was responsible for coordinating the lawyers for the agencies, reviewing and making recommendations on pardon requests, reviewing and making recommendations on legislation and I had signatory power from the Governor for land sales and settlement agreements. I received and directed action on disciplinary actions against administrative law judges and I coordinated the research and screening of judicial selection of trial and appellate court openings for the Governor. While in state government, I had the opportunity to work with Attorney General Greg Zoeller, Solicitor General Tom Fisher and now Justice Mark Massa, among others.

I left State government to join Bose McKinney & Evans. There, I practice environmental and utility law and government affairs work. At Bose, I have worked on major public infrastructure projects, brownfield redevelopment projects, energy and water utility issues and continued my legislative work, helping craft bills to better plan to meet our state's future water needs.

## 5. Trial/Judicial Experience

### A. Describe the extent of your jury trial experience, if any.

I represented an insured in an action removed from state court and tried before a federal jury (and subsequently appealed to the Seventh Circuit).

### B. Describe the extent of your bench trial experience, if any.

I have represented numerous clients in administrative and state court proceedings before administrative law judges and judges in civil trial and appellate courts.

- C. If applicable, describe the nature and extent of your judicial experience (including as a judge *pro tempore*). Include a description of your experience presiding over jury trials, if any.

On several occasions I served as a judge *pro tempore* in small claims court in Marion County. I recall typical small claims cases which involved landlord-tenant conflicts and contract disputes.

In the Governor's Office, I was responsible for resolving complaints involving administrative law judges. When I received a complaint, I would conduct inquiries as to the basis of the complaint and provide an opportunity for the judge to respond. Resolution depended on the agency structure, but usually involved a discussion with the agency head or ultimate authority as to steps needed to preserve public and state confidence in the administrative process.

Earlier this year, I was selected by the Indiana Supreme Court to serve as the hearing officer in an attorney discipline case. The responsibilities include conducting pre-trial, holding a hearing, reviewing briefs and drafting a recommendation for action for the Court.

6. Professional Experience

***Include as writing samples, four selections (in total) from the written materials listed below in Subsections 6A – 6C.***

Attached under Tab 3-6.

- A. If applicable, list up to five trial or appellate briefs and/or judicial opinions you have written. Refer to them by caption, case number, and filing date.

*State Board of Tax Commissioners v. Town of St. John, et al.*, 49S10-9806-TA-340 (1998) (*Amicus* brief representing taxpayers challenging the constitutionality of Indiana's former property tax system of assessment)

*Lummis v State Farm Fire & Casualty*, No. 06-1266. (2006) (Plaintiff's counsel in trial and appeal of coverage and bad faith insurance claim)

*Indiana Horse Racing Commission Staff v. Thomas Murray Amoss*, (2015) Administrative Complaint No. 212001 (defense of trainer in Indiana Horse Racing Commission Proceedings)

*In The Matter Of The Petition Of The Town Of Huntertown, Indiana For (A) Review Of The Rates And Charges Being Imposed By Fort Wayne Of Fort Wayne, Indiana For Wholesale Service Pursuant To Ind. Code § 8-1-2-61.7; And (B) Approval*

*Of Regulatory Ordinances Establishing Service Territories For The Town's Municipal Wastewater And Water Systems Pursuant To Ind. Code § 8-1.5-6 Et Seq.*, (2015), Cause No. 44519 (Representation of Respondent, Ft. Wayne City Utilities, in Indiana Utility Regulatory Commission proceedings)

*Petition Of The Town Of Chandler, Indiana, For Approval of a Regulatory Ordinance Covering Unincorporated Areas Of Warrick County, Indiana* (2015), Cause No. 44516 (Representation of Petitioner, Town of Chandler, in Indiana Utility Regulatory Commission proceedings)

- B. If applicable, list up to five legislative drafts or court rules you have written or to which you contributed significantly. Refer to them by official citation, date, and subject matter.

SB 45 (2007) Great Lakes Compact

HB 1187 (2014) Water Utility Territory Dispute Resolution

SB 312 (2015) Storage Tank registration and Threat Mitigation Plans

Executive Order 08-14 (2008) Efficiency of State government operations

Executive Order 11-08 (2011) Continuing the existence of the Family and Social Services Agency

- C. If applicable, list up to five of your contributions to legal journals or other legal publications. Provide titles, official citations, and a brief description of the subject matter.
- D. Identify the five most significant legal matters entrusted to you, whether as a judge or lawyer, and describe why you believe them to be so.

1. Property Tax System of Assessment

The very idea of a free citizenry depends on a government accountable to those citizens. One of my early practice areas involved working within Indiana's property tax assessment system, ultimately declared unconstitutionally vague. When arguing those cases and in filing as an *amicus* in the *Town of St. John* cases, I was challenging governments' ability to collect tax money.

The constitutional provisions of uniform and equal property taxation require that the State exercise its taxing authority in a clear and understandable manner such that government pronouncements of value could face meaningful challenges. Indiana's system failed that test. Property owners could be deprived of their property for the failure to pay their taxes, so it is vital that the process comply with law and basic notions of fairness.

I argued many cases before the Indiana Tax Court, which is the appellate venue for cases arising under the State's taxing power. I challenged particular assessments, but also the assessment system from which those assessments came. I, also, argued an action challenging Indiana's tax assessment system in federal court through oral arguments to the Seventh Circuit Court of Appeals.

It took several years after the system was declared unconstitutional, but the State eventually adopted a system of property taxation based on market value. Because the market now serves as a check on government's assessment, Hoosiers can review their property tax assessments for errors and know what can serve as evidence of value in a challenge.

## 2. Pardons

Indiana's constitution places reformatory justice over retributive desires. The penal code sets out terms of a civil society, but the Governor is given the power, generally, to grant reprieves, commutations, and pardons, after conviction. So, while the system sets out the price individuals should pay for violating the law, it also recognizes there may be circumstances in which the Governor should be trusted to alter that price. As an advisor to the Governor on the use of his criminal justice powers, I looked for indications of true reformation as the starting point for discussion of alteration of the criminal justice determinations predating the matter reaching the Governor.

It was a personally humbling process when reviewing what many Hoosiers have done to correct their life's path, but also to make their communities better in a wide variety of ways. Whether by teaching others how to avoid the mistakes of their own past or to generally improve Indiana, the process served as a constant reminder of the good that can come from the justice system when the right individuals are given the right opportunities to be better than they were previously.

## 3. Judicial Selection

I also had the responsibility to help in the selection of judges to fill trial court openings and review appellate judges sent to the Governor by the Judicial Nominating Commission. But for a few counties which have nominating commissions, the Governor has the power to appoint any qualified individual to fill an opening in the trial courts. For the vast majority of Hoosiers, a trial court judge is the most significant representative of the justice system they will ever meet. Choosing persons of high integrity and competence is essential to confidence in the system, and I did my best to recommend such people to the Governor.

Justice Boehm announced his intended retirement from the Indiana Supreme Court just weeks into my time as the Governor's General Counsel. For the majority of my legal career, the Indiana Supreme Court was a stable collection of the same respected five jurists. I took very seriously the responsibility of reviewing,



interviewing and recommending persons to fill the openings which, during my tenure, included three Supreme Court Justices, the Indiana Tax Court Judge and one Court of Appeals judge. Those Justices and Judges not only are the latest in a line of Hoosier jurists, but they take their place at a time when technology, budgets and other pressures are forcing change in the operation and administration of justice.

#### 4. State Budget Protection

The Attorney General, and in some cases outside counsel, handle State litigation, but I had the responsibility for monitoring and guiding litigation and reviewing/approving settlement negotiations. Indiana is represented by hundreds of lawyers in matters across the State whether big or small. “Win at all costs” is sometimes a government litigation strategy because of the resources available to the State.

When the *State v. IBM* matter began, my private practice experience had prepared me for the cost and complexity of litigation with millions of dollars at stake. I required a litigation budget and plan be developed to help decision-making and control costs. Such planning and oversight are (were) rare in government litigation. Because of the planning we did at the front end of the litigation, I believe Indiana received top-quality representation, but also saved significant legal expenses.

#### 5. Stage Collapse Response

Dealing with death is the single most significant issue I can imagine. Unfortunately, injury and the consequences of altered lives come close to the significance of death. When both death and injury combine in a mass event, the aftermath can forever change one’s outlook on the law. I have been through the aftermath of such an event.

On August 13, 2011, severe weather bore down on the Indiana State Fairgrounds as the headline music act began their performance. As the events of that evening unfolded, I received notification that the stage collapse resulted in serious injury and death of several people on the scene. While the emergency response was still underway, I recognized that significant legal preparation and response were necessary. Because of the temporary presence of many of the fair vendors and patrons, it was necessary to act quickly to gather information and preserve evidence about the disastrous events of that evening. I was on scene early the next morning and I assigned two attorneys to the State Fair. I also requested temporary assignment of professional investigators from the Inspector General’s Office to gather statements and preserve the evidence necessary for us to determine what had gone wrong that evening. Over the next couple of days, we brought in engineers, public safety and crisis management experts to both gather and review the facts of the matter and to provide credibility of independent review. We also secured the services of the compensation expert who handled the 9/11 Victims Compensation Fund to work with us to address the many claims which would be made against the State.

Over the next several months I worked with outside counsel for the State Fair Commission, the Attorney General and our compensation expert to design a claims process and valuation method to utilize the \$5 million limits of the Indiana Tort Claims Act. Because of the catastrophic events of August 13, we were limited by law on how much compensation was available, but we devised and explained to the public our plans to pay out the funds based on demonstrable injury. We moved as quickly as possible to get claims processed and paid in a timely manner as we recognized we could not fully compensate individuals for all their injuries. I believe we made a just trade of speed to payment for the amount of compensation available to claimants as quick payment was made in time to assist in their recovery. We then worked with the Indiana General Assembly to provide additional funds to supplement the claims cap in recognition of the extreme and unique nature of the stage collapse.

The event and the response of the State of Indiana required me to utilize much more than my legal training. Leadership, organization, public relations, legislative relations and empathy were all traits and skills put to the test during and after the stage collapse. It is not an experience I would wish on anyone, but I am proud of how the State responded to provide a fair and just settlement within the confines of the law.

#### 7. Efforts to Improve the Legal System, Administration of Justice, or Society

- A. Describe your efforts, achievements, or contributions (including written work, speeches, or presentations) toward the improvement of the law, the legal system, or the administration of justice.

Beyond practicing in what I believe is an honorable manner – leading by example – I have served as the Indiana State Bar Association member of the Judicial Technology Oversight Committee. This 11-member committee is tasked with studying information technology applications for the court and developing long-range strategies for judicial technology and automation. It is composed of members representing the legislature, judiciary, state and local government and Indiana lawyers. As a member of the Committee, we have reviewed initiatives undertaken by the Courts to enable electronic filing and past work to establish a state-wide docket system. Technology has changed the practice of law, in just the twenty years of my practice and it will continue to change how justice is administered. I am prepared to work today and in the future on utilizing technology to maximize the efficiency of the justice system.

In 2014, the Presiding Judge of the Marion County Superior Courts selected me to be a member of the Marion County Public Defender Board. The Agency's mission is to vigorously pursue equal justice by providing quality legal representation in an effective, efficient manner to indigent people of Marion County, Indiana, in all proceedings where the right to counsel has been established by law. My service includes reviewing and approving initiatives, the financial aspects of the Board and oversight of the activities of the public defenders. Through my service, I have seen the fiscal

challenge of defending capital crimes, of finding office space to meet and prepare the defense of clients and of efforts to strike a balance between paying enough to secure defense counsel with allowing outside, private, practice such that we don't jeopardize the constitutional right to counsel.

I am currently the Vice Chairman of the Environmental Section of the Indiana State Bar Association and have been the Secretary and Treasurer of the section. In addition to working on continuing education issues, I have been a part of the legislative team working with legislators to help them understand the issues facing attorneys practicing environmental law and the impacts of proposed legislation.

I have been a volunteer both at the McKinney School of Law and Wabash College moot court competitions. Coupled with teaching law to undergraduates, graduate and law students, I believe I have had the opportunity to reach many potential practicing lawyers and provide them with an example and some guidance in how to view and approach the law from a technical and professional perspective.

B. Describe your efforts, achievements, or contributions (including written work, speeches, or presentations) concerning civic, political, or social issues.

I remain active in governmental affairs work which allows me to work with agencies on issues of specific import to my clients, but also of general application to all Hoosiers. In the 2015 legislative session, I was asked by a legislator to lead a stakeholder group effort to fix a bill intended to provide better information for planning to avoid, or mitigate, threats to the public drinking water supply.

I served as a consultant to the Republican Governor's Association, in 2012, when it's responsibility was drafting policy and informational materials regarding energy and environmental policy for the various Republican governors.

I have made presentations to the Indiana State Bar Association, including the Leadership Development Academy on policy and effective communication and planning.

I have been a regular presenter to various associations regarding legislative and environmental issues.

As noted in the memberships section, I am on the Board of Directors for the Alliance for the Great Lakes which advocates for effective education and policies to preserve what constitutes about 21% of the world's supply of surface fresh water.

I have had regular interaction with members of the media to discuss a variety of matters including litigation, state government and general policy information of interest to the public.

C. Describe your efforts, achievements, or contributions (including written work, speeches, or presentations) to improve your local, state, or national community through charitable work or public service.

I left the private practice of law for four years to serve the State of Indiana in what I believe was a critical time for the State. During my time in state government service, the nation suffered the greatest recession of my lifetime. State government was fundamentally reformed by the recession, yet we made great strides in the areas of my responsibility. Indiana underwent the largest land acquisition effort and put more land in conservation during the time I was in government. The land preserved will benefit generations of Hoosiers and visitors to our state well beyond my lifetime. I am told that the land acquisition has changed migratory patterns of birds and species which had not been to the state in years are returning.

When Governor Daniels took office in 2005, the longest expired/administratively extended permit at the Indiana Department of Environmental Management was 19 years old. That means the environmental requirements for the company holding that permit had not been updated since I was in high school. The backlog of permits at IDEM meant that, while 19 years was unusual, expired permits were not. When I left state government, IDEM had eliminated the backlog and were among the most proficient environmental agencies in the nation at issuing legally compliant permits. The State also met all of the National Ambient Air Quality Standards for the first time in the history of the Clean Air Act. Indiana proved that a state can be a sound steward of the environment and expand business together. I continue to work on environmental issues through my practice and government affairs work.

As listed earlier in my application, I have served the State in the Indiana Guard Reserve. The IGR is a volunteer, no pay, no point accrual, branch of the Indiana National Guard which is purely state service. Today's IGR focuses on serving Hoosiers by assisting the National Guard and the Indiana Department of Homeland Security in their domestic missions as well as providing instruction to emergency management teams regarding the National Incident Management Systems, designing and evaluating training exercises, and executing community support missions.

Indiana Code chapter 10-16-8 establishes the Guard Reserve as part of the Military Department of Indiana. As a supplemental force when a portion of the National Guard is in federal service, the Guard Reserve is subject solely to the orders of the Governor and is commanded by the Adjutant General. Accordingly, the Guard Reserve may augment or embed with the National Guard during emergencies. One of the missions of the Guard Reserve is to in-process, train and manage civilian volunteers who respond to the Governor's call for emergency service to their fellow Hoosiers.

My service in the IGR came at a time that Camp Atterbury became one of six Power Projection Platforms, a major hub for mobilization and demobilization of troops in the war on terror. I spent time on base processing troops being deployed and

welcoming them home from deployment. I served the state during weather emergencies in the Emergency Operations Center and I served as Operations Officer for community events normally run by National Guard troops when they were deployed or in training. As Staff Judge Advocate, I was the highest-ranking attorney for the IGR at a time of unprecedented growth and activity. In addition to the military awards listed previously, I received the President's Voluntary Service Award – Bronze Level (100-249 hours of community service) – for my community service in 2005.

D. Describe the nature and extent of any *pro bono* legal services you have contributed.

Through the years I have discussed issues with people and represented clients through Neighborhood Christian Legal Services and through the Second Presbyterian – Westminster Legal Ministries. Cases and counseling usually involved landlord-tenant and contract issues. The vast majority of the cases were resolved without litigation, but without guidance, the people were left confused and fearful of the legal system. I would take a referral or counseling shift a couple of times a year.

While I was with Plews Shadley Racher & Braun LLP, we received two major *pro bono* public service awards from the Indiana Bar Foundation and the Heartland Pro Bono Council. The firm received these two awards in recognition of its donation of *pro bono* legal services to indigent persons and public service projects. The firm had several significant *pro bono* matters of which I did not work, but they always emphasized our responsibility to continue to take and handle *pro bono* matters.

I, currently, have one *pro bono* client who I have represented for over two years in a dispute he is having with state and local officials.

E. Indicate your experience teaching law. Provide the dates, names of institutions or programs, and a description of the subject matter taught.

For the last three years I have taught as an adjunct instructor in the IUPUI School of Public and Environmental Affairs. My class on environmental law and regulation has been primarily for undergraduate students, but I have taught graduate and law students as well. Previously, I have been a visiting lecturer at both IUPUI (2008-2012) and IU Bloomington (2011).

Additionally, I have spoken on numerous and varied topics for continuing legal education seminars. I have been a presenter over a dozen times for CLE seminars on topics such as ethics (2010), applied professionalism (2011), leadership and government (2011, 2012).

## 8. Memberships and Other Activities

- A. List any memberships and offices you have held in professional organizations, including dates and descriptions of the purposes of the organizations and of your involvement.

Indiana State Bar Association– since 1995 –Environmental, Utility and Government Services Sections – I have been a member of the state’s largest legal organization. The ISBA mission is to improve the administration of justice and promote public understanding of the legal system. I have been active in the social and educational offerings of the Bar, working to improve my technical ability to practice law, but also the relational aspects of being a good member of a profession. I have worked officially and unofficially as a member of the Environmental Section’s legislative committee since about 2006, reviewing and commenting on or testifying about regulatory or legislative action within environmental law. I have also been chosen by the ISBA to be its representative on the Judicial Technology Oversight Committee which has allowed me to be involved in learning about and discussing the future of technology in the administration of justice.

Indianapolis Bar Association– since 1995 –I have participated in social and educational opportunities to meet and get to know other Indianapolis lawyers since my admission to practice.

- B. List any memberships and offices you have held in civic or charitable organizations, including dates and descriptions of the purposes of the organizations and of your involvement.

Alliance for the Great Lakes – 2014-present – serve on the Board of Directors of the oldest Great Lakes organization devoted 100 percent to the lakes. Working with staff, scientists, policymakers, businesses, community groups and everyday citizens to protect and restore the world's largest surface freshwater resource. I am on the by-laws committee, working to modernize and streamline the operation of the Alliance.

- C. List any memberships you hold in social clubs or organizations. If any restrict its membership on the basis of race, sex, religion, or national origin, please describe your efforts within the organization to eliminate restrictions.

Antelope Club – N/A

US Lacrosse – N/A

USA Weightlifting – N/A

Positive Coaching Alliance – N/A

Catholic Lacrosse Club of Indianapolis – N/A

D. Describe your hobbies and other leisure activities.

I am the proud father of two brilliant and beautiful children and one spoiled Great Pyrenees who keep me busy with the daily lives of kids and dogs.

I am a youth lacrosse coach, planning and running practices and games through the spring and summer seasons

For my own health I participate in obstacle course racing with friends. I train in Olympic weightlifting and CrossFit 5-6 days a week.

I enjoy reading, relaxing, hiking in the woods and pretty much any water sport.

9. Legal Proceedings

- A. List any lawsuits or legal proceedings in any jurisdiction, including but not limited to bankruptcies, dissolutions, and criminal matters to which you have been a party. Provide dates, case numbers, courts, names of other parties, and, if needed, a brief explanation. (If minor children are involved [i.e. an adoption], use initials only.)

In Re the Marriage of Pippen, Cause No. 49D12-1206-DR-026148 (Divorce)

Small Claims case re a medical bill that was ultimately paid by insurance (not even sure which Court)

- B. If you ever have been arrested or cited for any violation of the law other than for routine traffic violations, provide dates, jurisdictions, and an explanation of the event and its resolution.

C Misdemeanor OWI in 2011, Hamilton County, Cause No. 29D06-1110-CM-015713

I made a poor decision to drive one night after having drinks at dinner. I pled guilty to the charge and completed the requirements for resolution of the matter.

- C. If you have been disciplined or cautioned, formally or informally, by the Indiana Supreme Court Disciplinary Commission, by the Indiana Commission on Judicial Qualifications, by the Indiana Supreme Court, or by similar entities in any other jurisdiction, identify each instance by date, case number (if applicable), and describe the circumstances and the nature of the outcome or resolution.

N/A

D. If you have any outstanding federal, state, or local tax obligations, please itemize and explain.

N/A

10. References

A. Provide the names of three attorneys who have been your professional adversaries in your practice or who have litigated substantial cases in your court and who would be in positions to comment on your qualifications for appointment to the Court of Appeals of Indiana (contact information to be included in Part Two of this application).

Amy Romig  
Steve Khrono  
Robin Babbitt

B. Provide the names of three professional references other than those listed in Subsection 10A (contact information to be included in Part Two of this application).

Mitchell E. Daniels, Jr.  
Lee McNeely  
John Trimble

C. Provide the names of three personal references other than those listed in Subsection 10A or 10B (contact information to be included in Part Two of this application).

John R. Hammond III  
Senator Ed Charbonneau  
Christina Pippen (ex-wife)



11. State Police Release Form and Photograph

- A. Complete a State Police release form printed on green paper (you may obtain the release form by contacting the Nominating Commission Office at 317-232-4706). Include the release form with the original application only and not with the copies.
- B. Attach a recent photograph of you to the front of the original application and to each copy of your application. (This allows the Commission members to put a face with a name if you are interviewed in person.)

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DATE

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APPLICANT'S SIGNATURE

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PRINTED NAME